

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

|                       |   |              |
|-----------------------|---|--------------|
| MICHAEL ANDREWS       | : | CIVIL ACTION |
| Petitioner,           | : |              |
|                       | : |              |
| v.                    | : |              |
|                       | : |              |
| DEBRA SAUERS, et al., | : | NO. 11-2921  |
| Respondents.          | : |              |

ORDER

PETRESE B. TUCKER, J.

AND NOW, this 8<sup>th</sup> day of Sept, 2011, upon careful and independent consideration of the petition for Writ of *Habeas Corpus*, and after review of the Report and Recommendation of United States Magistrate Judge Linda K. Caracappa, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The petition for Writ of *Habeas Corpus* is DENIED without prejudice.
3. There is no probable cause to issue a certificate of appealability.
4. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:

Petrese B. Tucker  
PETRESE B. TUCKER, J.